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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

R. ALEXANDER ACOSTA, Secretary of
Labor, United States Department of Labor,

Plaintiff,

v.

LOCAL 872, LABORERS INTERNATIONAL
UNION OF NORTH AMERICA,

Defendant.

Case No. 2:15-cv-01979-GMN-CWH

**NOTICE PURSUANT TO FEDERAL
RULE OF CIVIL PROCEDURE 25(d)**

Pursuant to Federal Rule of Civil Procedure 25(d), “when a public officer who is a party in an official capacity ... ceases to hold office while the action is pending... [t]he officer’s successor is automatically substituted as a party.”

Accordingly, Secretary R. Alexander Acosta who was sworn in on April 28, 2017, successor to Acting Secretary of Labor Edward C. Hugler, is automatically substituted as the Plaintiff in this action for all purposes.

1 Plaintiff Secretary R. Alexander Acosta respectfully requests that the court direct the
2 clerk's office to correct the caption to reflect the correct Plaintiff in this case.

3 Dated this 7th day of June 2017.

4 STEVEN W. MYHRE
5 Acting United States Attorney

6 /s/ Troy K. Flake
7 TROY K. FLAKE
8 KRYSTAL J. ROSSE
9 Assistant United States Attorneys

10 **ORDER**

11 **IT IS HEREBY ORDERED**, that the clerk's office will change the caption to reflect the
12 correct Plaintiff in this case, R. Alexander Acosta, Secretary of Labor, United States Department
13 of Labor, thus terminating Edward C. Hugler.

14 
15 **UNITED STATES DISTRICT JUDGE**
16 **UNITED STATES MAGISTRATE JUDGE**

17 **DATED:** June 8, 2017 _____

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21 **CERTIFICATE OF SERVICE**

22 I, Troy K. Flake, certify that the **NOTICE PURSUANT TO FEDERAL RULE OF**
23 **CIVIL PROCEDURE 25(d)** was served this date on all parties via the Court's Electronic Case
24 Filing system.

25 Dated this 7th day of June 2017.

26 /s/ Troy K. Flake
27 TROY K. FLAKE
28 Assistant United States Attorney